

## **MINUTES – MARCH 17, 1998**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 17<sup>th</sup> day of March 1998, the Commissioners' Court convened the Voting Session at 9:15 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 12:03 PM and reconvened the Voting Session at 1:44 PM.

The Commissioners' Court recessed the Voting Session at 3:00 PM, pending conclusion of the Corporations Board of Directors and the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors meetings.

The Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporations' Voting Session at 3:00 PM and adjourned at 3:02 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the NWTCRD #3 Voting Session at 3:02 PM and adjourned at 3:03 PM.

The Commissioners' Court reconvened the Voting Session at 3:03 PM.

The Commissioners' Court retired to Executive Session at 3:43 PM and reconvened the Voting Session at 5:21 PM.

The Commissioners' Court adjourned the Voting Session at 5:23 PM.

The Commissioners' Court record notes that Precinct Three Commissioner Margaret Moore was not present during this Voting Session.

**RESOLUTIONS & HEARINGS**

- 1. INTRODUCTION OF MARION DAMEN TO COMMISSIONERS COURT. (9:17 AM)

**Members of the Court heard from:** Jim Collins, Executive Assistant County Attorney; and Marion Damen, Assistant County Attorney.

- 2. INTRODUCTION OF LISA BUTTS, EXTENSION AGENT-INTEGRATED PEST MANAGEMENT (FIRE ANT PROJECT) FOR TRAVIS AND WILLIAMSON COUNTIES. (9:15 AM)

Item 2 postponed until March 24, 1998.

- 3. APPROVE PROPOSED STREET NAME CHANGE FROM ENGERMAN LANE TO "ENGELMANN LANE" FROM CAMERON ROAD TO THE WILLIAMSON COUNTY LINE AT COUNTY ROAD 129 IN PRECINCT TWO. (9:18 AM)

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee that the Public Hearing be opened.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee that the Public Hearing be closed.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**Clerk's Note:** The action item for Item 3 is Consent Item C17. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

4. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 25' PUBLIC UTILITY EASEMENT ON LOT 11 ROCKCLIFF ESTATES, P.U.D., A SUBDIVISION IN PRECINCT TWO. (9:19 AM)

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee that the Public Hearing be opened.

**Motion carried:** County Judge Bill Aleshire - yes  
Precinct 1, Commissioner Darwin McKee - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Margaret Moore - absent  
Precinct 4, Commissioner Margaret J. Gómez - yes

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee that the Public Hearing be closed.

**Motion carried:** County Judge Bill Aleshire - yes  
Precinct 1, Commissioner Darwin McKee - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Margaret Moore - absent  
Precinct 4, Commissioner Margaret J. Gómez - yes

**Clerk's Note:** The action item for Item 4 is Consent Item C18. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

5. APPROVE AN ORDER FOR THE PARTIAL CANCELLATION OF AN ACCESS EASEMENT ON A PORTION OF LOTS 27, 28, AND 29 BARTON CREEK LAKESIDE PHASE ONE, A SUBDIVISION IN PRECINCT THREE. (9:20 AM)

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez that the Public Hearing be opened.

**Motion carried:** County Judge Bill Aleshire - yes  
Precinct 1, Commissioner Darwin McKee - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Margaret Moore - absent  
Precinct 4, Commissioner Margaret J. Gómez - yes

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez that the Public Hearing be closed.

**Motion carried:** County Judge Bill Aleshire - yes  
Precinct 1, Commissioner Darwin McKee - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Margaret Moore - absent  
Precinct 4, Commissioner Margaret J. Gómez - yes

**Clerk's Note:** The action item for Item 5 is Consent Item C19. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 6. APPROVE THE VACATION OF A PORTION OF HENRY MARX LANE AND ACCEPT THE DEDICATION OF A CUL-DE-SAC AT THE END OF THE REMAINING RIGHT-OF-WAY, IN PRECINCT THREE. (9:20 AM)

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez that the Public Hearing be opened.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**Members of the Court heard from:** Joe Gieselman, Executive Manager TNR.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez that the Public Hearing be closed.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**Clerk’s Note:** The action item for Item 6 is Consent Item C20. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

### CITIZENS’ COMMUNICATION

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Mohammad Ashraf, Planner, Facilities Management; Gus Peña, President, East Austin Concerned Hispanics; Charlie Waits, Private Citizen; Greg Erikson, Representative, Texas Best Seminars; Robert Kurtz; Wes Curtis, Texas Best Seminars; John Foreman, Host, Texas Best Seminars; Alex Jones, Private Citizen; and Jacob Valverdi, Private Citizen. (9:22 AM)

**CONSENT ITEMS**

7. **Motion by** Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve the following Consent Items: 8, 14, 23.C, D and E, 26 (Appointee: Precinct One Commissioner Darwin McKee), 28 and C1 – C20, excluding C12 and C14. (9:57 AM)

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3. APPROVE COMMISSIONERS' COURT MINUTES FOR VOTING SESSION OF FEBRUARY 10, 1998.
- C4. APPROVE BOND FOR RESERVE DEPUTY FOR CONSTABLE PRECINCT FIVE OFFICE FOR: TERRY WAYNE JONES.
- C5. APPROVE PERSONNEL AMENDMENTS.
- C6. APPROVE AN APPLICATION FOR JAIL STANDARDS VARIANCE RELATED TO THE PHASE 1A PROJECT AT THE DEL VALLE CORRECTIONAL COMPLEX.
- C7. CONSIDER AND TAKE ACTION ON THE FOLLOWING:
  - A. APPROVE AMENDMENT NO. 1, 1998 INTERLOCAL FOR HUMAN SERVICES WITH CITY OF AUSTIN.
  - B. APPROVE FIRST AMENDMENT OF CONTRACT WITH DISMAS CHARITIES, INC.
- C8. APPROVE AGREEMENT FOR USE OF FACILITIES AT ST. STEPHEN'S EPISCOPAL SCHOOL.

**CONSENT ITEMS CONTINUED**

- C9.** APPROVE CONTRACT FOR PROFESSIONAL DENTAL SERVICES FOR ENROLLEES IN THE TRAVIS COUNTY RURAL DENTAL ASSISTANCE PROGRAM (TCRDAP), MICHAEL TENBROOK, D.D.S.
- C10.** APPROVE CONTRACT FOR PROFESSIONAL DENTAL SERVICES FOR ENROLLEES IN THE TRAVIS COUNTY RURAL DENTAL ASSISTANCE PROGRAM (TCRDAP), WILLIAM R. JOHNSON, D.D.S.
- C11.** APPROVE CONTRACT AWARD FOR THE PROVISION OF LEASE OF VEHICLES, IFB B980025-RH, TO THE LOW QUALIFIED BIDDER, CAPPS RENT-A-CAR, INC., IN THE ESTIMATED AMOUNT OF \$25,320.00.
- C12.** APPROVE CONTRACT AWARD FOR AUCTIONEER SERVICES FOR SURPLUS, SEIZED, AND ABANDONED PROPERTY, RFS #R980021-JP, TO THE LOW QUALIFIED PROPOSER, GASTON & SHEEHAN AUCTIONEERS, INC.  
(9:57 AM) (10:01 AM)

Item C12 pulled from Consent for discussion.

**Members of the Court heard from:** Chuck Belisle, Assistant Purchasing Agent, Purchasing.

**Motion by** Commissioner McKee and **seconded by** Commissioner Gómez to approve the contract under Item C12.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- C13.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACTS 97T0167-JP THRU 97T0172-JP, FOR HEAVY EQUIPMENT OEM PARTS/MAINTENANCE; CONTRACTS APPROVED ON 4/1/97; MODIFICATIONS ALLOW FOR A 12-MONTH EXTENSION.

**CONSENT ITEMS CONTINUED**

**C14.** APPROVE SUBDIVISION PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOTS 27, 28, AND 29 BARTON CREEK LAKESIDE PHASE ONE - (SHORTFORM - NO PUBLIC IMPROVEMENTS - 3 LOTS - WATERFALL HILL PARKWAY).

Item C14 postponed until March 24, 1998.

**C15.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN LAKE POINTE, PHASE 2, A SUBDIVISION IN PRECINCT THREE.

**C16.** APPROVE A PUBLIC HEARING DATE OF APRIL 7, 1998 TO APPROVE THE VACATION OF A PORTION OF RIGHT-OF-WAY AND ACCEPTANCE OF NEW RIGHT OF WAY DEDICATION FOR A PORTION OF PARK DRIVE THAT PASSES THROUGH HUGHES PARK LAKE SUBDIVISION NO. 1 IN PRECINCT TWO.

**C17.** APPROVE PROPOSED STREET NAME CHANGE FROM ENGERMAN LANE TO "ENGELMANN LANE" FROM CAMERON ROAD TO THE WILLIAMSON COUNTY LINE AT COUNTY ROAD 129 IN PRECINCT TWO.

**C18.** APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 25' PUBLIC UTILITY EASEMENT ON LOT 11 ROCKCLIFF ESTATES, P.U.D., A SUBDIVISION IN PRECINCT TWO.

**C19.** APPROVE AN ORDER FOR THE PARTIAL CANCELLATION OF AN ACCESS EASEMENT ON A PORTION OF LOTS 27, 28, AND 29 BARTON CREEK LAKESIDE PHASE ONE, A SUBDIVISION IN PRECINCT THREE.

**C20.** APPROVE THE VACATION OF A PORTION OF HENRY MARX LANE AND ACCEPT THE DEDICATION OF A CUL-DE-SAC AT THE END OF THE REMAINING RIGHT-OF-WAY, IN PRECINCT THREE.

**ADMINISTRATIVE ITEMS**

- 8. APPROVE FEDERAL EQUITABLE SHARING AGREEMENT FOR THE NET PROCEEDS RESULTING FROM FEDERAL FORFEITURES. (9:57 AM)

Item 8 added to Consent. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 9. APPROVE ACCEPTANCE OF DONATED FUNDS OF \$550.00 FROM SOUTHSIDE WRECKER & KOKEL AND SONS WRECKER SERVICE; THE FUNDS ARE BEING DONATED FOR THE USE OF TRAINING & EQUIPMENT FOR OFFICERS IN CANINE ASSIGNMENTS. (9:58 AM) (10:02 AM)

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve Item 9 as stated.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 10. A. CONSIDER AND TAKE ACTION ON APPOINTMENT OF INTERIM HEALTH AUTHORITY FOR AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT. (10:03 AM)

**Members of the Court heard from:** David Lurie, Director, Austin-Travis County Health and Human Services Department.

**Motion by** Judge Aleshire and **seconded by** Commissioner Sonleitner to appoint Dr. Steve Harris as the interim Health Authority for Travis County.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**ITEM 10 CONTINUED**

**B. DISCUSS AND GIVE STAFF DIRECTION ON RECRUITMENT AND FUNDING FOR ASSISTANT DIRECTOR, PUBLIC HEALTH AND COUNTY HEALTH AUTHORITY. (10:06 AM)**

**Members of the Court heard from:** David Lurie, Director, Austin-Travis County Health and Human Services Department; and Johnny Dorsey, Budget Analyst, Austin-Travis County Health and Human Services Department.

Discussion Only.

Item 10.B to be reposted on March 24, 1998.

**11. AUTHORIZE THE COUNTY JUDGE TO SIGN A NON-BINDING LETTER OF INTENT WITH SETON HEALTH PLAN FOR PARTICIPATION IN THE STATE OF TEXAS MEDICAID MANAGED CARE PROGRAM. (10:22 AM)**

**Members of the Court heard from:** David Lurie, Director, Austin-Travis County Health and Human Services Department; and Jane Nelson, Manager, Medical Assistance Program, Austin-Travis County Health and Human Services Department.

**Motion by** Commissioner Gómez and **seconded by** Commissioner McKee to approve Item 11 as stated.

<b>Motion carried:</b> County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**12. DISCUSS AND/OR APPROVE THE AMENDMENT TO THE LEASE AGREEMENT FOR BURNET ROAD PROPERTY BETWEEN W/M INVESTMENTS #6 AND TRAVIS COUNTY, TEXAS, DEPARTMENT OF COMMUNITY SUPERVISION AND CORRECTIONS. (9:15 AM) (11:40 AM)**

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; and John Hille, Assistant County Attorney.

Discussion Only.

Item 12 to be reposted on March 24, 1998.

13. A. DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING PHASE 1 OF THE CENTRAL WAREHOUSE AND ELECTION DIVISION PROGRAM. (10:24 AM) (3:02 PM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; Belinda Poppa, Planner, Facilities Management; and Alicia Perez, Executive Manager, Administrative Operations.

Discussion Only.

- (A.1) DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING INCLUDING THE ELECTION NIGHT OPERATIONS SPACE OF APPROXIMATELY 12,000 SQUARE FEET IN THE CENTRAL WAREHOUSE AND ELECTION DIVISION PROGRAM. (10:24 AM) (3:02 PM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; Belinda Poppa, Planner, Facilities Management; and Alicia Perez, Executive Manager, Administrative Operations.

Discussion Only.

- B. DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING THE STARFLIGHT HANGAR PROGRAM. (10:24 AM) (3:02 PM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; Belinda Poppa, Planner, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; Terry Pickering, Major, Travis County Sheriff's Office (TCSO); Chris Callsen, Director of Emergency Services, Criminal Justice Planning (CJP); Dinah Dinwiddie, Executive Manager, CJP; and Alex Jones, Private Citizen.

**Members of the Court agreed** to consider one Motion for Items 13.B, C and D. Please refer to Item 13.D for a summary of the Court's action on this Motion.

**ITEM 13 CONTINUED**

**C. DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING THE T.C.S.O. COMMAND CENTER PROGRAM. (10:24 AM) (3:02 PM)**

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; Belinda Poppa, Planner, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; Terry Pickering, Major, TCSO; Chris Callsen, Director of Emergency Services, CJP; Dinah Dinwiddie, Executive Manager, CJP; and Alex Jones, Private Citizen.

**Members of the Court agreed** to consider one Motion for Items 13.B, C and D. Please refer to Item 13.D for a summary of the Court’s action on this Motion.

**D. DISCUSS, APPROVE AND GIVE STAFF DIRECTION ON THE PROCESS FOR PROCURING THE CENTRAL WAREHOUSE, THE STARFLIGHT HANGAR AND TRAVIS COUNTY SHERIFF'S OFFICE COMMAND CENTER UNDER A LEASE AGREEMENT WITH AN OPTION TO PURCHASE. (10:24 AM) (3:02 PM)**

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; Belinda Poppa, Planner, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; Terry Pickering, Major, Travis County Sheriff’s Office (TCSO); and Chris Callsen, Director of Emergency Services, CJP.

**Members of the Court agreed** to consider one Motion for Items 13.B, C and D.

**Motion by** Commissioner McKee and **seconded by** Commissioner Gómez to approve Item 13 with the changes discussed today (as instructed by the Court), recognizing the Key Persons’ List Update, which will be done, and the Committee Membership.

<b>Motion carried:</b> County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**Clerk’s Note:** Judge Aleshire noted that the Court’s understanding, from the discussion a couple of weeks ago, was that the advertising would begin in the next week. The Purchasing Department was to be geared and ready to go with advertising and it should go into the newspapers next weekend. Judge

Aleshire requested that Facilities Management immediately notify the Court if they found that schedule could not be kept.

- 14. APPROVE CASH SECURITY AGREEMENT WITH FM PROPERTIES OPERATING COMPANY IN THE AMOUNT OF \$11,084.00 IN ORDER TO POST FISCAL TO BUILD A CUL-DE-SAC AT THE TERMINUS OF HENRY MARX LANE, IN PRECINCT THREE. (9:15 AM) (9:57 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and John Hille, Assistant County Attorney.

Item 14 added to Consent. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15. REJECT BID RECEIVED FOR CAMPUS SECURITY NETWORK CCTV/ AND ACCESS CONTROL SYSTEMS, IFB #B980009-JP, APPROVE RE-ADVERTISEMENT OF REQUIREMENTS WITH REVISED SPECIFICATIONS. (11:47 AM)

**Members of the Court heard from:** Chuck Belisle, Assistant Purchasing Agent, Purchasing; and Kevin Bailey, Director, Facilities Management.

**Motion by** Commissioner Gómez and **seconded by** Commissioner McKee to approve staff's recommendation to reject the bid.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 16. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97T0259-JP, AFS ENVIRONMENTAL, INC., FOR EROSION CONTROL SERVICES; CONTRACT APPROVED ON 6/17/97; MODIFICATION WILL INCREASE QUANTITIES ON SEVERAL CONTRACT ITEMS AND INCREASE TOTAL ESTIMATED PRICE TO \$88,743.75. (11:52 AM) (1:44 PM)

**Members of the Court heard from:** Chuck Belisle, Assistant Purchasing Agent, Purchasing; Joe Gieselman, Executive Manager, TNR; and Dave Fowler, Environmental Project Manager, TNR.

Discussion Only.

Item 16 to be reposted on March 24, 1998.



- 17. APPROVE CONTRACT AWARD FOR PURCHASE AND MAINTENANCE OF NOVELL GROUPWISE 5.2 E-MAIL SOFTWARE FOR VARIOUS LOCATIONS THROUGHOUT TRAVIS COUNTY THROUGH DEPARTMENT OF INFORMATION RESOURCES IN THE AMOUNT OF \$66,525.00.  
(11:52 AM) (2:28 PM)

**Members of the Court heard from:** Chuck Belisle, Assistant Purchasing Agent, Purchasing; Jackie Goodfellow, Manager of Customer Support Services, Information and Telecommunications Systems (ITS); Brad Powell, Assistant Director, ITS; and Frank Curcio, Director, ITS.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the contract award.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 18. APPROVE CONTRACT MODIFICATION NO. 3 TO CONTRACT NO. 97K0710EB, WIN-CON ENTERPRISES, INC., CJC RELEASE 4 GLAZING PACKAGE; MODIFICATION ALLOWS FOR FURNISHING AND INSTALLATION OF EXTERIOR METAL PANELS ON THE CRIMINAL JUSTICE CENTER, IN AN AMOUNT OF \$81,302.00. (11:59 AM)

**Members of the Court heard from:** Mike Barrow, Construction Project Manager, Fluor Daniel.

**A Qualification prior to the Motion was made by** Judge Aleshire that staff verify with the Planning and Budget Office staff that (with the Court’s approval today) there is money in the appropriate line item to pay for this.

**Motion by** Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve Item 18, based on that contingency, as stated.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

19. APPROVE TERMINATION OF CONTRACT WITH ANTHONY MARKS, M.D., CONTRACT #PS960154KW, PROFESSIONAL MEDICAL SERVICES. (11:59 AM) (3:43 PM) (5:21 PM)

Judge Aleshire announced that Item 19 would be considered in Executive Session.

No action taken on Item 19.

20. APPROVE TRAVEL EXPENSES IN THE AMOUNT OF \$1300 TO INTERVIEW A CANDIDATE FROM MICHIGAN FOR THE POSITION OF SYSTEMS PROGRAMMER. (1:54 PM)

**Members of the Court heard from:** Frank Curcio, Director, ITS; Mark Duckworth, Manager of Technical Support and Operations, ITS; Dinah Dinwiddie, Executive Manager, CJP; Alicia Perez, Executive Manager, Administrative Operations; and Linda Moore Smith, Director, Human Resources Management Department (HRMD).

**Motion by** Commissioner McKee and **seconded by** Commissioner Sonleitner to approve Item 20 as stated.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

21. APPROVE CONTRACT AWARD FOR PROFESSIONAL ARBITRAGE CALCULATION SERVICES, FIRST SOUTHWEST COMPANY, ESTIMATED AWARD \$31,520.00. (2:03 PM)

**Members of the Court heard from:** Cheryll Adair, Manager, Cash Investment Division.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the award to First Southwest Company.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

22. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:21 PM)

**Members of the Court heard from:** Karen Shafer Castro, Senior Budget Analyst, Planning and Budget Office (PBO); and Christian Smith, Executive Manager, PBO.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the Budget Amendments and Transfers, pulling A33 and A34 and with D1 and D2 as laid out by the PBO staff.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 23. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:57 AM) (9:59 AM)**

- A. APPROVE GRANT CONTRACT FOR CAPCO SOURCE REDUCTION AND RECYCLING FOR TNR DEPARTMENT. (9:59 AM)**

Item 23.A postponed until March 24, 1998.

- B. APPROVE GRANT CONTRACT FOR CAPCO SOLID WASTE LOCAL ENFORCEMENT. (9:59 AM)**

Item 23B postponed until March 24, 1998.

- C. APPROVE GRANT CONTRACT FOR FY'98 HEATING ASSISTANCE PROGRAM FOR THE NEEDY (PROJECT HAPN) FOR HEALTH & HUMAN SERVICES. (9:57 AM)**

Item 23.C added to Consent. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- D. APPROVE GRANT CONTRACT FOR RSVP PROGRAM FOR HEALTH AND HUMAN SERVICES. (9:57 AM)**

Item 23.D added to Consent. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**ADDED GRANT ITEM:**

- E. APPROVE GRANT APPLICATION TO TEXAS OFFICE OF THE ATTORNEY GENERAL FOR VISITATION GRANT FOR JUVENILE COURT (DOMESTIC RELATIONS OFFICE). (9:57 AM)**

Item 23.E added to Consent. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

24. DISCUSS AND/OR APPROVE FY'99 MARKET SALARY SURVEY METHODOLOGY. (2:32 PM)

**Members of the Court heard from:** Linda Moore Smith, Director, HRMD; Carlotta Valdez, Compensation Manager, HRMD; and Lynne Andrus, Senior Human Resources Analyst, HRMD.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the Market Salary Survey Methodology with the changes that the Juvenile Detention Officer, Juvenile Probation Officer I and II be deleted in place of the Guardian Ad Litem position; that HRMD staff compile a list of full time permanent positions that are paid less than \$8.00 per hour in terms of entry level salary; and that depending on the appeals process and if something were to come up where it appears that there were inconclusive job results, there be some flexibility for HRMD to come back to potentially add some more job slots, but there are no guarantees those slots would be added.

<b>Motion carried:</b> County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

25. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (2:43 PM)

A. TNR - SETTLE

B. TNR - SETTLE

C. TNR - SETTLE

D. TNR - SETTLE

E. TNR - SETTLE

F. ROBERT HODGE - DENY

G. DESSAU ROAD CLAIMS - DENY

(1) OSCAR DELGADO

(2) PAULA BAUTISTA

(3) REUBEN BAUTISTA

**ITEM 25 CONTINUED**

- (4) DANIEL CARVAJAL
- (5) LUTHER HENDRIX
- (6) REVAY VAN HOY
- (7) KAREN BELL
- (8) KATHRYN PEYTON
- (9) COLETA DILLE

**Members of the Court heard from:** Daniel Mansour, Risk Manager, HRMD.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee to approve the property and liability claims as recommended by the Risk Manager.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**26. APPOINT A MEMBER OF THE COMMISSIONERS' COURT TO THE BOARD OF DIRECTORS OF NORTH AMERICA'S SUPERHIGHWAY COALITION. (9:57 AM)**

Item 26 added to Consent. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**Clerk's Note:** Appointed was Precinct One Commissioner Darwin McKee.

**27. APPOINT MEMBERS OF THE ON-SITE SEWAGE FACILITY RULES ADVISORY COMMITTEE. (9:58 AM)**

Item 27 postponed until March 24, 1998.

**28. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:57 AM)**

Item 28 added to Consent. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**EXECUTIVE SESSION ITEMS**

**Note 1** - Gov't Code Ann 551.071, Consultation with Attorney

**Note 2** - Gov't Code Ann 551.072, Real Property

**Note 3** - Gov't Code Ann 551.074, Personnel Matters

- 29. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY AND TAKE APPROPRIATE ACTION. <sup>1</sup> (3:43 PM) (5:21 PM)

Judge Aleshire announced that Item 29 would be considered in Executive Session.

No action taken on Item 29.

- 30. APPROVE FORMAT FOR REQUEST FOR PROPOSALS FOR CENTRAL WAREHOUSE PROGRAM, STARFLIGHT FACILITY AND SHERIFF'S COMMAND CENTER EAST FACILITY AND TAKE OTHER APPROPRIATE ACTION. <sup>1</sup> (3:43 PM) (5:21 PM)

Judge Aleshire announced that Item 30 would be considered in Executive Session.

No action taken on Item 30.

- 31. DETERMINE POLICY DIRECTION REGARDING CIRCLE C RANCH, PHASE B, SECTION 20, PRELIMINARY PLAN. <sup>1</sup> (3:43 PM) (5:21 PM)

Judge Aleshire announced that Item 31 would be considered in Executive Session.

**Motion by** Judge Aleshire and **seconded by** Commissioner Sonleitner to direct the TNR staff to continue to process the plat application for Circle C Ranch, Phase B, Section 20, preliminary plan.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE CONDEMNATION REGARDING CIP PROJECT NO. 4-005, PARCEL #1; DEE GABRIEL COLLINS ROAD (FORMERLY SCENIC LOOP); (SHANNON L MADISON; GIESELMAN; CONDEMNATION). <sup>1</sup> & <sup>2</sup> (9:15 AM)

Item 32 postponed until March 24, 1998.

33. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: CURTIS S. CANTWELL AND TAMMY CANTWELL V. TRAVIS COUNTY AND TRAVIS COUNTY; (TEXAS TORT CLAIMS ACT; PERSONAL INJURY). <sup>1</sup> (3:43 PM)

Item 33 postponed until March 24, 1998.

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION (WORMSTADT: TX COMMISSION ON HUMAN RIGHTS NO. 31C960940). (DINWIDDIE). <sup>1</sup> AND <sup>3</sup> (9:15 AM)

Item 34 postponed until March 24, 1998.

- 35. RECEIVE BRIEFING FROM COUNTY ATTORNEY; ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN BEDFORD, KATHY ET AL., V. TRAVIS COUNTY, ET AL.; CAUSE NO. A-97-CA-661 JN; (RUST; EMPLOYEE MATTER). <sup>1</sup> (3:43 PM) (5:21 PM)

Judge Aleshire announced that Item 35 would be considered in Executive Session.

**Motion by** Judge Aleshire and **seconded by** Commissioner Sonleitner to approve the following Items as summarized below:

- 35. Reject the settlement offer.
- 36. Accept the settlement in the amount of \$18,750.00.
- 39. The Court does ratify the actions of the Building Maintenance and Repair Work Division Manager on the reply form for that case.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY; ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: CHARLES MORRISON AND NINA MORRISON V. TRAVIS COUNTY, TEXAS (MORRISON); GIESELMAN; TEXAS TORT CLAIMS ACT, PREMISES, AND PERSONAL INJURY). <sup>1</sup> (3:43 PM) (5:21 PM)

Judge Aleshire announced that Item 36 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 35, 36 and 39. Please refer to Item 35 for a summary of the Court’s action on this Motion.

- 37. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AND/OR TAKE APPROPRIATE ACTION IN: RAYMOND ZAWLOCKI V. TRAVIS COUNTY SHERIFF'S POSSE, INC., TERRY KEEL; SHERIFF OF TRAVIS COUNTY AND CLYDE RUSSELL, (ZAWLOCKI; FRASIER; TEXAS TORT CLAIMS ACT); PREMISES, AND PERSONAL INJURY). <sup>1</sup> (3:43 PM)

Item 37 postponed until March 24, 1998.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AND/OR TAKE APPROPRIATE ACTION IN: JAMES WALTON V. TRAVIS COUNTY, AND ALLEN EVANS, P.A., (FRASIER; TEXAS TORT CLAIMS ACT; PREMISES, AND PERSONAL INJURY).<sup>1</sup> (3:43 PM)

Item 38 postponed until March 24, 1998.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY CONCERNING THE CLASS CLAIM IN THE CELOTEX BANKRUPTCY AND RATIFY OR NOT RATIFY THE ACTIONS OF THE BUILDING MAINTENANCE AND REPAIR WORK DIVISION MANAGER AS TO THE CELOTEX BANKRUPTCY REPLY FORM. (CELOTEX; ALESHIRE; ASBESTOS CLASS ACTION).<sup>1</sup> (3:43 PM) (5:21 PM)

Judge Aleshire announced that Item 39 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 35, 36 and 39. Please refer to Item 35 for a summary of the Court's action on this Motion.

**ADDED ITEM:**

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN ROY JOHNSON AND MARY JOHNSON VS. ALFONSO ROEL GORENA AND TRAVIS COUNTY, (JOHNSON; SMITH, J. TEXAS TORT CLAIMS ACT, AND PERSONAL INJURY).<sup>1</sup> (3:43 PM)

Item 40 postponed until March 24, 1998.

**ADJOURNMENT**

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee to adjourn the Voting Session. (5:23 PM)

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**